

BAKER BOTTS LLP

30 ROCKEFELLER
PLAZA
44TH FLOOR
NEW YORK, NEW YORK
10112-4498
212.705.5000
FAX 212.705.5020

AUSTIN
BAKU
DALLAS
HOUSTON
LONDON
MOSCOW
NEW YORK
WASHINGTON



Amdt. Trans.
PATENT

Our File No.: 31967-PCT-USA-A

Date: March 13, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Raymond Kaempfer et al.

Serial No. : 09/150,947

Examiner :

Filed : September 10, 1998

Group Art Unit: 1646

For : BROAD SPECTRUM PYROGENIC EXOTOXINS ANTAGONISTS
AND VACCINES

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

1. ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
3. ☐ No additional fee is required.

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on March 13, 2000.

Attorney Name Rochelle K. Seide

Registration No. 32,300

Signature Rochelle K. Seide

Date of Signature March 13, 2000

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The fee has been calculated as shown below:

		Claims remaining after amendmt. <u>(Col. 1)</u>		Highest No. Prev. Paid for <u>(Col. 2)</u>			Present extra <u>(Col. 3)</u>	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>		
								<u>RATE</u>	<u>FEE</u>	<u>or</u>	<u>RATE</u>	<u>FEE</u>	
Total	*	57	Minus **	77	=	0		x	9 =	\$0	<u>or</u>	x	18 =
Ind.	*	1	Minus ***	4	=	0		x	39 =	\$2,028	<u>or</u>	x	78 =
First Presentation of Multiple Dependent Claim								+	130 =	\$0	<u>or</u>	+	260 =
TOTAL ADDITIONAL FEE									=	\$2,028	<u>or</u>	TOTAL	=

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest No. prev. paid for" in this space is less than 20, write "20" in this space.
 *** If the "Highest No. prev. paid for" in this space is less than 3, write "3" in this space.

4.(a) ☐ An Extension of Time to respond to the PTO communication dated is hereby requested. The required fee, indicated below, is enclosed herewith.

Extension for response (check only one):

	<u>SMALL ENTITY</u>		<u>OTHER THAN A SMALL ENTITY</u>	
Within first month	<input type="checkbox"/>	\$ 55	<input type="checkbox"/>	\$ 110
Within second month	<input type="checkbox"/>	190	<input type="checkbox"/>	380
Within third month	<input checked="" type="checkbox"/>	435	<input type="checkbox"/>	870
Within fourth month	<input type="checkbox"/>	680	<input type="checkbox"/>	1,360

(check and complete the next item, if applicable)

- ☒ An extension for 3 months has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$435.

or

- (b) ☒ In the event that an extension of time is required, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

5. ☐ Please charge our Deposit Account No. 02-4377 in the amount of \$. Two copies of this sheet are enclosed.

6. ☒ A check in the amount of \$435 is attached.



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7. [X]

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 and/or 37 CFR 1.17 associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.



BAKER BOTTS L.L.P.

By

A handwritten signature in cursive script that reads "Rochelle K. Seide".

Rochelle K. Seide

PTO Registration No. 32,300

Enclosures